

#522

BILL NO. Z-92-08-09

ZONING MAP ORDINANCE NO. Z- Withdrawn

AN ORDINANCE amending the City of
Fort Wayne Zoning Map No. H-3.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby
designated an M-1 (Light Industrial) District under the terms
of Chapter 33 of the Code of the City of Fort Wayne, Indiana
of 1974:

Lots 48, 49 and 58, Interurban Acre Addition, an addition
to the City of Fort Wayne, Indiana,

and the symbols of the City of Fort Wayne Zoning Map No. H-3,
as established by Section 11 of Chapter 33 of the Code of the
City of Fort Wayne, Indiana are hereby changed accordingly.

SECTION 2. That this Ordinance shall be in full force
and effect from and after its passage and approval by the
Mayor.

C R Edmund
Councilmember

APPROVED AS TO FORM AND LEGALITY:

J. Timothy McCaulay
J. TIMOTHY MCCAULAY, CITY ATTORNEY

FOUR STAR BOND
SOUTHWORTH CO. U.S.A.
23% COTTON FIBER

FACT SHEET

Z-92-08-09

BILL NUMBER

**Division of Community
Development & Planning****BRIEF TITLE**

Zoning Map Amendment

APPROVAL DEADLINE**REASON**

From B1B to M-1

DETAILS**Specific Location and/or Address**

2215 Fillmore St

Reason for Project

Not Given

This petition was deferred at the request of the petitioner at the scheduled public hearing in August and then Withdrawn at the September public hearing. No testimony as to the nature of the reason for the project was ever given.

Discussion (Including relationship to other Council actions)August 17, 1992 - Public Hearing

Deferred to September 21, 1992 public hearing at the request of the petitioner.

September 21, 1992 - Public Hearing

There was no one present to speak in favor of the petition.

Steve Ranshaw, Senior Planner with Land Use Management, stated that the petitioner had requested that this petition be withdrawn. He stated that they had met with the petitioner and the petitioner is going to seek approval for their use from the Board of Zoning Appeals.

Motion was made and seconded to Withdraw the ordinance as requested.

Motion carried.

POSITIONS**RECOMMENDATIONS****Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents****Applicant(s)**

Calvin Topper, Susan Topper &
Dale Kohlmeier
City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

**Staff
Recommendation**☒ For ☐ Against

Reason Against

**Board or
Commission
Recommendation**

By

☐ For ☐ Against
☒ No Action Taken

☐ For with revisions to conditions
(See Details column for conditions)

**CITY COUNCIL
ACTIONS
(For Council
use only)**

☐ Pass ☐ Other
☐ Pass (as amended) ☐ Hold
☐ Council Sub. ☐ Do not pass

DETAILS

POLICY/PROGRAM IMPACT

Policy or
Program
Change

☐ No

☐ Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date 15 July 1992

Projected Completion or Occupancy

Date 24 September 1992

Fact Sheet Prepared by

Date 24 September 1992

Patricia Biancaniello

Reviewed by

Date 28 SEPTEMBER 1992

Reference or Case Number

Read the first time in full and on motion by Edmonds,
and duly adopted, read the second time by title and referred to the
Committee on Regulations (and the City Plan Commission
for recommendation) and Public Hearing to be held after due legal notice, at
the Common Council Council Conference Room 128, City-County Building, Fort
Wayne, Indiana, on _____, the _____ day of _____
_____, 19_____, at _____ o'clock
_____, M., E.S.T.

DATED: 8-11-92 Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by _____,
and duly adopted, placed on its passage. PASSED LOST
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES				
BRADBURY				
EDMONDS				
GiaQUINTA				
HENRY				
LONG				
LUNSEY				
RAVINE				
SCHMIDT				
TALARICO				

DATED: _____ Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. _____
on the _____ day of _____, 19____

ATTEST: (SEAL)

SANDRA E. KENNEDY, CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the _____ day of _____, 19____,
at the hour of _____ o'clock _____, M., E.S.T.

SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this _____ day of _____,
19____, at the hour of _____ o'clock _____, M., E.S.T.

PAUL HELMKE, MAYOR

RECEIPT

No 10927

COMMUNITY & ECONOMIC DEVELOPMENT

FT. WAYNE, IND., 7-15 19 92

RECEIVED FROM Fillmore Machine Tool \$ 260.⁰⁰

THE SUM OF Two hundred ⁰⁰/₁₀₀ DOLLARS

ON ACCOUNT OF _____

1311
PAID BY: CASH ☐ CHECK ☒ M.O. ☐

[Signature]
AUTHORIZED SIGNATURE

RECEIPT NO. _____

DATE FILED 7-15-92

INTENDED USE _____

THIS IS TO BE FILED IN DUPLICATE

I/We Calvin Topper, Susan Topper, and Dale Kohlmeier
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne Indiana, by reclassifying from a/an B1B District to a/an M1 or M2 District the property described as follows:

2215 Fillmore St. Fort Wayne In. 46802

Interurban Acre Addition Lot #48,49,58

Lot Size (3) 182'x 375' (68200 sq. ft.) (1.57 Acres)

(Legal Description) If additional space is needed, use reverse side.

ADDRESS OF PROPERTY IS TO BE INCLUDED:

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Calvin Topper

9712 King James Ct.

Susan Topper

9712 King James Ct.

Dale Kohlmeier

1031 Columbia Ave.

(Name)

(Address)

(Signature)

(If additional space is needed, use reverse side.)

Legal Description checked by _____
(OFFICE USE ONLY)

NOTE FOLLOWING RULES

All requests for deferrals, continuances, withdrawals, or request that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinance being sent to the newspaper for legal publication. If the request for deferral, continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the matter for hearing before the City Plan Commission. (FILING FEE \$100.00)

Name and address of the preparer, attorney or agent.

Dale Kohlmeier

1031 Columbia Ave.

436-4604

(Name)

(Address & Zip Code)

(Telephone Number)

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street Fort Wayne, IN 46802 (PHONE: 219/427-1140).

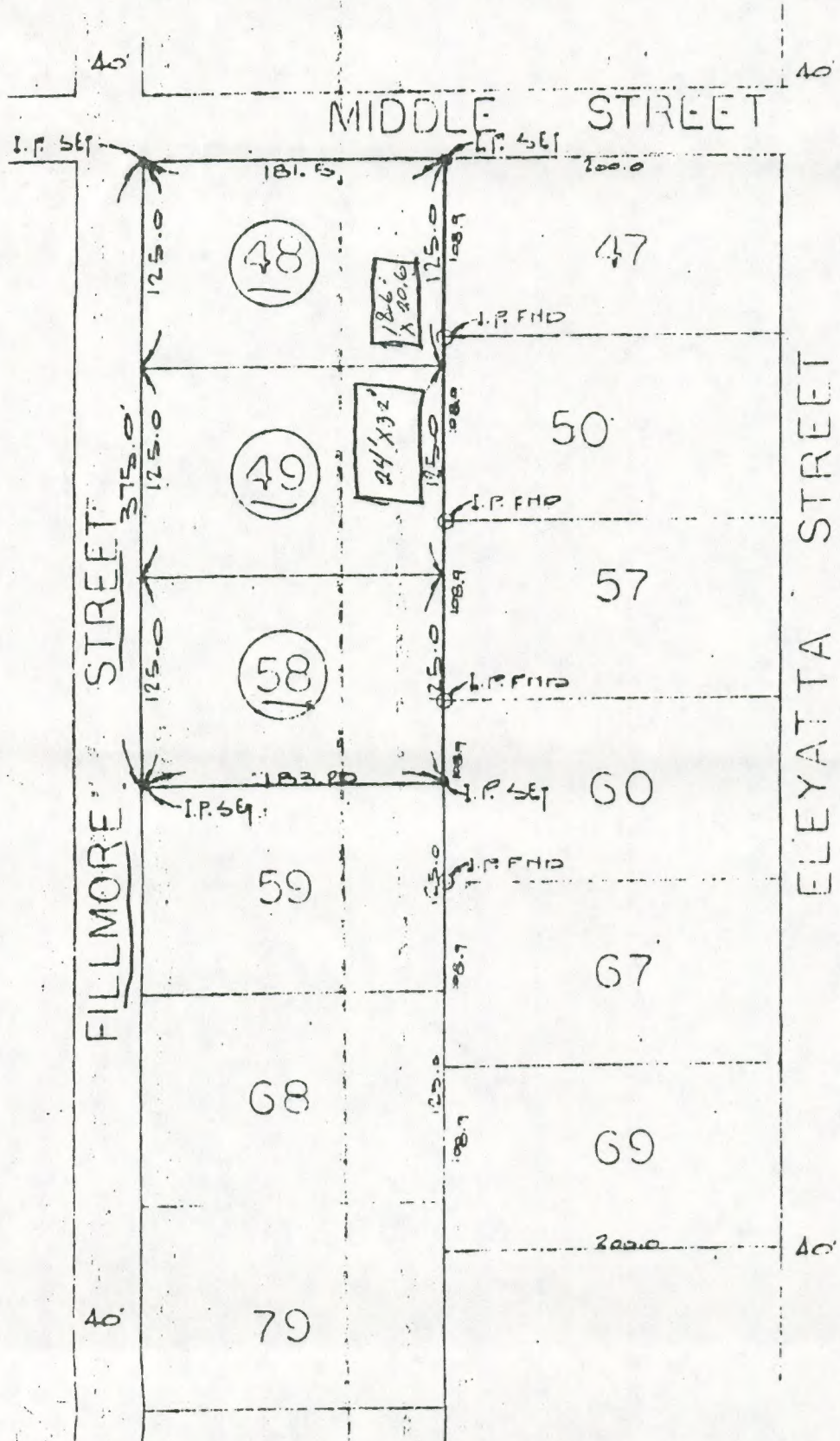
Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

COPY

CERTIFICATE OF SURVEY

This document is a record of a re-survey of land and real estate located in Fort Wayne, Allen County, Indiana, made in accordance with the records on file in the Office of Recorder of said county. The land described exists in the full dimensions shown, is free from encroachment by adjoining land owners and contains entirely within its boundaries any structures located upon it except as noted below.

Lots 48, 49, and 58, Interurban Acre Addition, an addition to the city of Fort Wayne, Indiana.



Kerry D. Dickmeyer

FLOOD PLAIN NOTE: H.U.D. FIA Flood Hazard Boundary Map # H-10 Community # 180003A shows the above property outside the flood zone limits.

1 ACRE = 43,560 SQ F
182 APPROX X 375 = 68,250
OR 1.57 ACRES

WITNESS WHEREOF, I set my hand and seal.

22 day of April 1977

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 11, 1992 referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-92-08-09.

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 17, 1992.

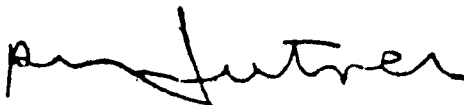
WHEREAS, a letter requesting WITHDRAWAL of the proposed ordinance has been filed with the City Plan Commission.

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be withdrawn in accordance with the written request.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held September 21, 1992.

Certified and signed this
28th day of September 1992.

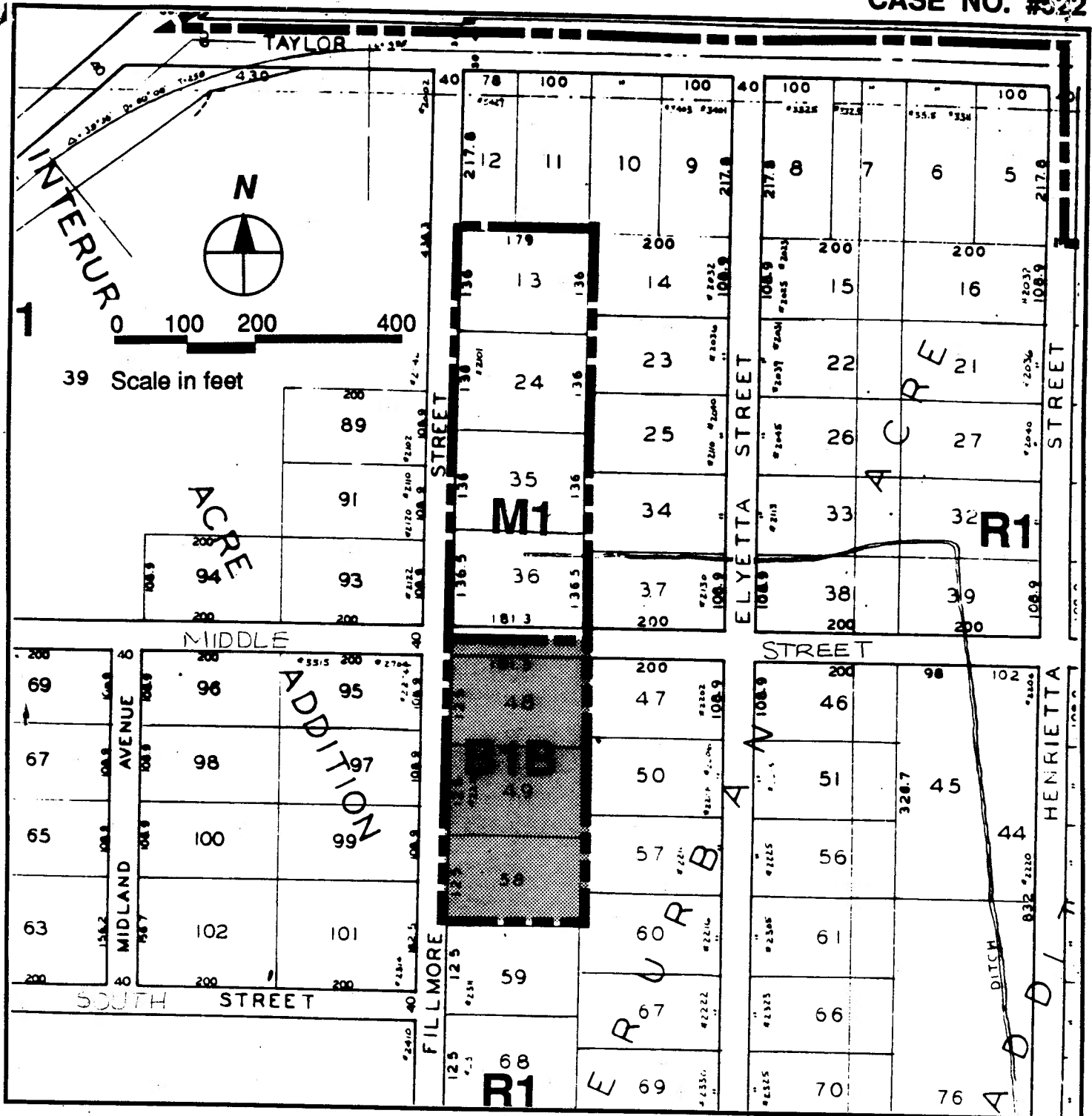


Robert Hutner
Secretary

REZONING PETITION

AREA MAP

CASE NO. #522



COUNCILMANIC DISTRICT NO. 4

Map No. H-3

LW 7-24-92

R1	One-Family	B1	Limited Business	M1	Light Industrial
R2	Two-Family	B2	Planned Shopping Center	M2	General Industrial
R3	Multi-Family	B3	General Business	M3	Heavy Industrial
RA/RB	Residential	B4	Roadside Business	MHP	Mobile Home Park
PUD	Planned Unit Dev.	POD	Professional Office District		

#522

ORIGINAL

ORIGINAL

DIGEST SHEET

TITLE OF ORDINANCE Zoning Map Amendment

DEPARTMENT REQUESTING ORDINANCE Land Use Management - C&ED

SYNOPSIS OF ORDINANCE 2215 Fillmore Street

2-92-08-09

EFFECT OF PASSAGE Property is currently zoned B-1-B -
Limited Business District. Property will become M-1 - Light
Industrial District.

EFFECT OF NON-PASSAGE Property will remain zoned B-1-B - Limited
Business District.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE) _____

BILL NO. 7-92-08-09

REPORT OF THE COMMITTEE ON
REGULATIONS

CLETUS R. EDMONDS, CHAIR
MARK E. GIAQUINTA, VICE CHAIR
RAVINE, SCHMIDT

*With drawn
by petitioner*

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the City of
Fort Wayne Zoning Map No. H-3

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

DATED: 10-13-92

Sandra E. Kennedy
City Clerk